OFFICIAL PROCEEDINGS

ST. BERNARD PORT, HARBOR AND TERMINAL DISTRICT

REGULAR MONTHLY MEETING – AUGUST 11, 2015

The Board of Commissioners of the St. Bernard Port, Harbor and Terminal District met in regular session on Tuesday, August 11, 2015, at 12:00 noon in the boardroom of its office located at 100 Port Boulevard, Chalmette, Louisiana.

After the Pledge of Allegiance, roll was called.

Members present were: Mr. Harold J. Anderson, President; Mr. Elton J. LeBlanc, Vice President; Mr. P. James DiFatta, Secretary/Treasurer; Rev. Henry Ballard, Jr., Commissioner and Ms. Cheri C. Quigley, Commissioner (arrived at 12:05). Also present were Dr. Robert Scafidel, Executive Director; Ms. Denise Kraesig, Executive Assistant; Mr. Drew Heaphy, Director of Administration; Mr. Jerry Graves, Director of Operations; Mr. Ted Roche, Project Manager; Mr. Ricky Melerine, Public Relations Liaison; Mr. Sal Cusimano, Agreement Analyst; Mr. Marty Nunez, Security Officer; Mr.’s David Fennelly, Gary Poirrier, Todd Fuller and Ms. Dawn Lopez Associated Terminals of St. Bernard; Mr.’s George Kleinpeter, Bill Giardina and David Boyd, Burk-Kleinpeter, Inc; Mr. John Mack, Colex & Associates; Mr. Terry Wilson and Ms. Teresa Wilson, FCE; Mr. Rick Farrell, Louisiana Port Development; Mr. Ira Middleberg, MRG; Mr. Jim Simmons, N-Y & Associates and Rep. Ray Garofalo.

President Anderson asked if there were any public comments, in accordance with R.S.42:5(D). Not hearing from anyone, he continued with the meeting.

On motion of Mr. LeBlanc, seconded by Rev. Ballard, and after asking for any public comment, the Board unanimously approved the minutes of the regular meeting held on July 14, 2015.

On motion of Rev. Ballard, seconded by Mr. LeBlanc, and after asking for any public comment, the Board unanimously approved to convene Executive Session to discuss litigation relating to the expropriation of the Violet Dock Port at 12:02 p.m.

On motion of Mr. LeBlanc, seconded by Mr. DiFatta, and after asking for any public comment, the Board unanimously approved to reconvene regular session at 12:25

p. m.

On motion of Mr. LeBlanc, seconded by Rev. Ballard, and after asking for any public comment, the Board unanimously approved to take from the table agenda item # 7 of the July 14, 2015 board meeting: Authorization for the executive director to negotiate exclusively with Associated Terminals for a period of six (6) months toward a written amendment pursuant to which Associated Terminals would lease parts of the Violet Terminal for a period of two (2) years, generally on the same terms set out in its current lease of the Arabi and Chalmette Terminals, for the purpose of marine terminal operations.

Regular Monthly Meeting

August 11, 2015

Page 2

On motion of Mr. LeBlanc, seconded by Mr. DiFatta, the Board by roll call vote: Anderson, Nay; LeBlanc, Nay; DiFatta, Nay; Ballard, Nay; Quigley, Nay did not approve authorization for the executive director to negotiate exclusively with Associated Terminals for a period of six (6) months toward a written amendment pursuant to which Associated Terminals would lease parts of the Violet Terminal for a period of two (2) years, generally on the same terms set out in its current lease of the Arabi and Chalmette Terminals, for the purpose of marine terminal operations. Motion failed.

The Board then observed presentations given by interested parties relating to a possible partial/full lease of the Violet Terminal Berths. Mr.’s Rick Farrell and Bill Giardina gave the presentation for Louisiana Port Development, LLC and Mr.’s David Fennelly and Gary Poirrier gave the presentation for Associated Terminals.

On motion of Mr. LeBlanc, seconded by Rev. Ballard, the Board unanimously approved to discuss authorization for the executive director to negotiate with a chosen company towards a written partial/full lease of the Violet Terminal Births.

On motion of Mr. DiFatta, seconded by Ms. Quigley, the Board unanimously approved to table agenda item #10: Authorization for the executive director to negotiate with (company named) towards a written partial/full lease of the Violet Terminal Births.

President Anderson recognized Mr. Heaphy who gave the Finance Report. Mr. Heaphy reported on the operating and capital budgets, professional services and Lessees Arrears. The Board discussed the Finance Report. President Anderson thanked Mr. Heaphy for his report.

President Anderson recognized Dr. Scafidel who gave the Executive Director’s Report. Dr. Scafidel recognized Mr. John Mack who gave an update on the Legislative Sessions in Washington, D.C. Dr. Scafidel recognized Rep. Ray Garofalo in the audience. Dr. Scafidel also discussed Mr. Cliff Englande who will assist in the auditing process, an Addendum for the Kiosk being installed on the first floor and Mike Munna’s documentation requirements. The Board discussed having a special meeting to review the presentations. Dr. Scafidel will survey the Board for an acceptable meeting date for all members to attend the special meeting. President Anderson thanked Dr. Scafidel for his report.

On motion of Mr. LeBlanc and seconded by Ms. Quigley, and after asking for any public comment, the Board unanimously approved the following resolution for the System Survey and Compliance Questionnaire required by the Legislative Auditors:

Regular Monthly Meeting

August 11, 2015

Page 3

RESOLUTION

WHEREAS, it is a requirement of the Legislative Auditor of the State of Louisiana that the book of the St. Bernard Port, Harbor and Terminal District be audited annually, and

WHEREAS, as a required part of the audit, a System Survey and Compliance Questionnaire is to be completed by the administrative staff, and

WHEREAS, this questionnaire when completed must be adopted by the governing body of the District,

NOW, THEREFORE BE IT RESOLVED, that the St. Bernard Port, Harbor and Terminal District move to adopt the Systems Survey and Compliance Questionnaire and present it and a copy of this resolution to our auditors.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

Yeas: 5

Nays: 0

Absent: 0

Abstaining: 0

The resolution was declared to be adopted on this 11th day of August, 2015.

/s/ P. James DiFatta, Secretary/Treasurer

President Anderson asked if there were any Old Business. Not hearing from anyone, he continued with the meeting.

President Anderson asked if there were any New Business. Not hearing from anyone, he continued with the meeting.

On motion of Mr. LeBlanc, seconded by Ms. Quigley, the meeting was adjourned.

/s/ P. James DiFatta, Secretary/Treasurer